

By H. H. H. H. H.

H.C.R. No. 249

CONCURRENT RESOLUTION

WHEREAS, Joe Bauske alleges that:

(1) in February 1990, he contracted with the State of Texas through the State Purchasing and General Services Commission and the Parks and Wildlife Department to purchase 11 railroad passenger cars stored at Palestine State Park with the understanding that the cars were ready to be moved and that 10 of the cars could be moved on their own wheels;

(2) after the purchase, he found that the cars were in serious and dangerous mechanical condition and not acceptable for interchange;

(3) he had to contract with a consultant to get the cars moved from Palestine to their destination;

(4) state park employees prohibited him from removing certain property from the cars while they were stored at the state park, and a considerable amount of property was stolen from the cars while they were in the state's possession; and

(5) because of the misrepresentations of the State of Texas, acting by and through the State Purchasing and General Services Commission and the Parks and Wildlife Department, he was forced to expend a considerable amount of money to pay for the services of individuals to make the cars mechanically safe to move and for the loss of property stolen from the cars while they were in the State of Texas' possession and control; now, therefore, be it

1           RESOLVED by the Legislature of the State of Texas, That Joe  
2   Bauske is granted permission to sue the State of Texas, the Parks  
3   and Wildlife Department, and the State Purchasing and General  
4   Services Commission subject to Chapter 107, Civil Practice and  
5   Remedies Code; and, be it further

6           RESOLVED, That the executive director of the Parks and  
7   Wildlife Department and the chairman of State Purchasing and  
8   General Services Commission be served process as provided by  
9   Section 107.002(a)(3), Civil Practice and Remedies Code.

\* H. C. R. No. 249

By [Signature]

HOUSE CONCURRENT RESOLUTION

granting Joe Bauske permission to sue the state, Parks  
and Wildlife, and State Purchasing and General Services.

MAY 22 1991

1. Filed with the Chief Clerk.

MAY 23 1991

2. Read first time and referred to Committee on

Judicial Affairs

3. Reported favorably (as amended) and sent to Printer at \_\_\_\_\_:\_\_\_\_\_.M.  
unfavorably (time)

4. Printed and distributed at \_\_\_\_\_:\_\_\_\_\_.M.  
(time)

5. Sent to Committee on Calendars at \_\_\_\_\_:\_\_\_\_\_.M.  
(time)

6. Read and (adopted) (failed) (as amended) by a (Non-Record Vote) (Record Vote of  
\_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting).

7. Ordered Engrossed \_\_\_\_\_:\_\_\_\_\_.M.  
(time)

8. Engrossed.

9. Returned to Chief Clerk at \_\_\_\_\_:\_\_\_\_\_.M.  
(time)

10. Sent to Senate.

\_\_\_\_\_  
Chief Clerk of the House

\_\_\_\_\_ 11. Received from the House.

\_\_\_\_\_ 12. Read first time and referred to Committee on \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ 13. Reported favorably.

\_\_\_\_\_ 14. Ordered not printed by the Senate.

\_\_\_\_\_ 15. Immediate consideration ordered by (unanimous consent)  
( \_\_\_\_\_ yeas, \_\_\_\_\_ nays)

\_\_\_\_\_ 16. Read and adopted.

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_ 17. Returned to the House.

\_\_\_\_\_ 18. Received from the Senate (with amendments).

\_\_\_\_\_ 19. House (Concurred) (Refused to Concur) in Senate Amendments by a (Non-Record  
Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present,  
not voting).

\_\_\_\_\_ 20. Conference Committee Ordered.

\_\_\_\_\_ 21. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record  
Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

\_\_\_\_\_ 22. Ordered Enrolled at \_\_\_\_\_ : \_\_\_\_\_ M.  
(time)

bht